BEFORE THE

OIL & GAS COMMISSION

VILLAGE OF GATES MILLS, OHIO,

Appeal No. 804

Appellant,

-vs-

Review of Chief's Order 2008-70

DIVISION OF MINERAL RESOURCES

MANAGEMENT,

(Mandatory Pooling, JR Resources, Inc.)

Appellee,

and

ORDER OF THE

COMMISSION DISMISSING

APPEAL

JR RESOURCES, INC.,

Intervenor.

Appearances:

Charles T. Riehl, Amy Lane, Counsel for Appellant The Village of Gates Mills, Ohio; Molly Corey, Assistant Attorney General, Counsel for Appellee Division of Mineral Resources

Management; John Keller, Michael Settineri, Counsel for Intervenor JR Resources, Inc.

Upon Stipulation and Notice of Dismissal of Appeal, jointly filed by Appellant and Intervenor, and not opposed by Appellee Division, the Commission hereby

DISMISSES appeal number 804.

Date Issued:

10/31/08

ES H. CAMERON

RECUSED

M. HOWARD PETRICOFF, Secretary

TIMOTHY C. McNUTT

DISTRIBUTION:

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OIL & GAS COMMISSION

BEFORE THE OHIO OIL AND GAS COMMISSION

VILLAGE OF GATES MILLS, OHIO) Appeal No. 804
Appellant,) Review of Chief's Order 2008-70
,) (Mandatory Pooling, JR Resources, Inc.)
. vs.)
•) <u>STIPULATION AND</u>
DIVISION OF MINERAL) <u>DISMISSAL OF APPEAL</u>
RESOURCES MANAGEMENT,)
)
Appellee,)
	•

Appellant, Village of Gates Mills, Ohio ("Village"), and Intervenor, JR Resources, Inc. ("JR Resources") hereby agree and stipulate as follows:

- On August 21, 2008, Appellee Division of Mineral Resources Management issued Order No. 2008-70 granting JR Resources' application for a Mandatory Pooling Order with Appellee Division of Mineral Resources Management ("Application").
- 2. One property subject to Order No. 2008-70 is a portion of Old Mill Road located in the Village (the "Road").
- The Village stipulates that the Road is not owned by the Village although Order 3. No. 2008-70 designates the Road as being owned by the Village.
- Based upon the foregoing, JR Resources agrees that it will withdraw its 4. application seeking to mandatory pool the Village on which Order No. 2008-70 is based, and may file a new application property designating the Road's owner(s).

Based on the foregoing stipulations, JR Resources and the Village respectfully request that the Commission dismiss Appeal No. 804.

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Respectfully submitted,

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CERTIFICATE OF SERVICE

A copy of the foregoing Stipulation and Dismissal was sent via facsimile and regular U.S.

Mail, postage prepaid, on this 24 day of October, 2008, to:

Molly Corey, Esq.
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